

# **UNITED STATES BANKRUPTCY COURT MIDDLE DISTRICT OF PENNSYLVANIA**

**Matthew C. Whitney  
Debtor/Petitioner  
Chapter 7  
Case No: 5:18-bk-00441**

## **MOTION TO DISMISS CASE**

**AND NOW**, comes the Debtor/Petitioner, Matthew C. Whitney and requests that this Honorable Court dismiss the case at Bar for the following reason(s):

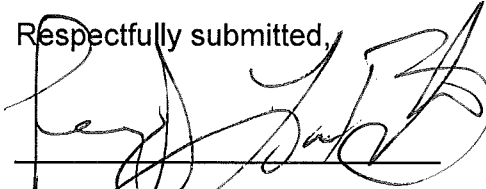
1. Debtor filed his Chapter 7 Bankruptcy Petition on February 6, 2018.
2. The single largest asset in this case is the primary residence located at 215 Thomas Street, Jessup, Pennsylvania.
3. At the time of the filing, the Debtor was in foreclosure on the primary residence as filed by M & T Bank, Baltimore, Maryland.
4. Since the said filing, M & T Bank has notified the Debtor that there are options heretofore not made clear to him by M & T Bank, that are available to him to restructure his primary residence mortgage through a loan modification without the assistance of the United States Bankruptcy Court.
5. Neither M & T Bank as the only secured creditor and all of the unsecured creditors will be prejudiced by the dismissal of this case at Bar.
6. That are no nonexempt assets available to the Trustee to seize and be sold for the benefit of the creditors.

7. Debtor has just realized that in all likelihood his income will increase in the future enabling him to pay his creditors outside of bankruptcy.

**Wherefore**, Debtor/Petitioner prays this Honorable Court will grant his Motion to Dismiss his Chapter 7 bankruptcy currently before this Court..

Date: 3-16-18

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Paul J. LaBelle', is written over a horizontal line.

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